

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TAWHYNE M. PATTERSON and
DAMON D. WILLIAMS,

Defendants.

4:19-CR-3011

ORDER

This matter is before the Court on defendant Damon Williams' objection ([filing 339](#)) to the Magistrate Judge's findings and recommendation ([filing 309](#)) that the defendant's motions to suppress ([filing 280](#); [filing 304](#)) cellular site data be denied.

To begin with, defendant Tawhyne Patterson has not objected to the Magistrate Judge's recommendation that his motion to suppress ([filing 280](#)) be denied. 28 U.S.C. § 636(b)(1) provides for de novo review only when a party objects to the magistrate's findings and recommendations. *Peretz v. United States*, 501 U.S. 923 (1991). The failure to file an objection eliminates not only the need for de novo review, but any review by the Court. *Thomas v. Arn*, 474 U.S. 140 (1985); *Leonard v. Dorsey & Whitney LLP*, 553 F.3d 609 (8th Cir. 2009). Accordingly, the Court will adopt the Magistrate Judge's findings and recommendation and deny Patterson's motion to suppress.

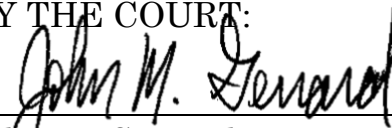
As to Williams, the Court has conducted a de novo review of his motion to suppress ([filing 304](#)) pursuant to 28 U.S.C. § 636(b)(1). The Court concurs in the Magistrate Judge's factual findings, analysis, and conclusions of law. See [filing 354](#). The Court therefore finds the defendant's objection to be without merit, and will adopt the Magistrate Judge's findings and recommendation.

IT IS ORDERED:

1. Defendant Williams' objection ([filing 339](#)) is overruled.
2. The Magistrate Judge's findings and recommendation ([filing 309](#)) are adopted.
3. The defendants' motions to suppress ([filing 280](#); [filing 304](#)) are denied.

Dated this 28th day of October, 2020.

BY THE COURT:



John M. Gerrard
Chief United States District Judge